IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 7TH MARCH 2007 / 16TH PHALGUNA 1928

Crl.Rev.Pet.No. 1019 of 2007()

CRA.246/2004 of ADDL. SESSIONS COURT, ALAPPUZHA
CC.552/2002 of JUDL.MAGISTRATE OF FIRST CLASS, AMABALAPUZHA

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REVN. PETITIONER: APPELLANT/ACCUSED

MATHEW P. VARGHESE
PUTHENPARAMBIL, PANDANKARI P.O.
EDATHUA, ALAPPUZHA.

BY ADV. SRI.P.VINODKUMAR

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. P.K. SANTHAPPAN
   ATTUKADAVIL HOUSE
   KUNTHIRICKAL P.O., THALAVADY
   ALAPPUZHA.

2. STATE OF KERALA, REPREENTED BY PUBLIC PROSECUTOR
   HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 07/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1019 of 2007

Dated this the 7th day of March, 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for six months and to pay a compensation of Rs.1,25,000/- to the complainant vide section 357 (3) of the Code of Criminal Procedure.

2. Counsel for the revision petitioner has only sought for modification of the sentence. In the circumstances, sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.1,25,000/- to the complainant vide section 357 (3) of Code of Criminal Procedure and in default, to undergo simple imprisonment for three months. The revision petitioner is granted three months' time to pay the amount of compensation. He shall appear before Judicial First Class Magistrate Court, Ambalapuzha on 15.6.2007 to receive the sentence.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl